

January 23, 2003

VIA FEDERAL EXPRESS

Examiner David Lambertson

United States Patent and Trademark Office
1911 South Clark Place
Crystal Mall 1
Arlington, VA 22202
(Tech Center 1600
7th Floor Reception Area)

Re: U.S. Patent Application Serial No. 09/202,549 filed October 12, 1999
Inventor: Tsichlis
For: Nucleic Acid Molecule for Enhancing Gene Expression
Attorney Docket No. FCCC96-11 (840933.20033)

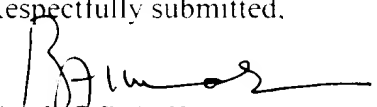
Dear Sir,

This paper is in response to Examiner Lambertson's telephonic conversation with the undersigned attorney on January 22, 2003 requesting a computer readable copy of the Sequence Listing as the computer readable copy filed with the response of November 20, 2002 has been damaged during the irradiation process at the Patent Office.

Accordingly, Applicant submits herewith computer readable form (§ 1.825(b)) of the Substitute Sequence Listing consisting of SEQ ID NOS:1-70. A paper copy of the Substitute Sequence Listing consisting of SEQ ID NOS:1-70 is also being submitted concurrently herewith.

Applicant hereby states that no new matter is added by this submission. Applicant also states that the enclosed substitute copy of the computer readable form (substitute CRF diskette) and substitute paper copy of the Sequence Listing submitted herewith are identical as required under 37 CFR §1.825(b).

Respectfully submitted,


Nanda P.B.A. Kumar
Registration No. 44,853

NPK/fr
Enclosures

2810 One Liberty Place
15th Floor
Philadelphia, PA 19103-2699
Telephone: (215) 241-7991
Fax: (215) 241-7992
e-mail: nkumar@reedsmith.com

Delaware
New Jersey
New York
Pennsylvania
Virginia
Washington, D.C.

reedsmith.com